

JULY 19
2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Janne Mae Howards Koritzinski et al.

Serial No.: 09/476,708

Filed: December 30, 1999

For: IMAGING SYSTEM PROTOCOL
HANDLING METHOD AND
APPARATUS**DUPLICATE**

Group Art Unit: 3625

Examiner: Rosen, Nicholas D.

Atty. Docket: GEMS:0036--1/YOD
15-SV-5482

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CERTIFICATE OF MAILING 37 C.F.R. 1.8	
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June 7, 2004	<i>Brent R. Knight</i> Brent R. Knight

**RESPONSE TO ORDER RETURNING
UNDOCKETED APPEAL TO EXAMINER**

Dear Examiner:

This response is being filed in response to the Order Returning Undocketed Appeal to Examiner mailed on April 30, 2004. Appellants file this response to address certain matters raised in the Order that relate to the Appellants, which are discussed below.

With regard to the first issue, the required fee for the Appeal Brief filed on September 12, 2003, has not been applied against the deposit account. Based on a teleconference with Examiner Smith conducted on May 20, 2004, the charging of the required fee will be handled by the Art Unit 3625. As such, the Examiner will resolve this issue.

Serial no. 09/476,708

Response to Order Returning Undocketed Appeal to Examiner mail on June 4, 2004

Page 2

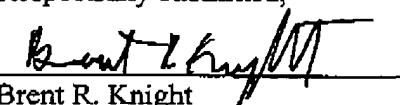
With regard to the second issue, in a response to a Non-Final Rejection mailed on November 14, 2002, page 15 of the response indicated that an attached page identified a "marked up version of the changes made to the drawings and the claims by the current amendment." As no amendments to the claims, specification, or drawings were made in that response, this paragraph was inadvertently included in the response. Accordingly, no attachments are missing from the file.

With regard to the third issue, a prior art statement and a Form 1449 with attachments are missing from the file. Attached in Appendix A is a copy of the originally filed Information Disclosure Statement along with the associated attachment. Further, Applicants have included the initialed version of the Form 1449. These copies are believed to be correct and true. As such, the Appellants have supplied all required information to the Examiner to resolve this issue for the Board.

In conclusion, the present application is believed to be ready for docketing once the Examiner handles the charging of the required fee for the Appeal Brief. In this response, Appellants have provided the requested documents and a statement regarding the missing amendments. Thus, once the payment issue is resolved by the Examiner, the present application is again ready for docketing as an appeal. Accordingly, Appellants again renew their request for favorable decision by the Board.

Respectfully submitted,

Date: June 7, 2004


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FYV LAW

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Appendix A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Janne Mae Howards Koritzinsky et al.

§ Group Art Unit: 3737

Serial No.: 09/476,708

§ Examiner: unknown

Filed: December 30, 1999

For: IMAGING SYSTEM PROTOCOL
HANDLING METHOD AND
APPARATUS § Atty. Docket: GEMS:0036-1/YOD
§ 15-SV-5482

Assistant Commissioner
for Patents
Washington, D.C. 20231

Sir:

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March 16, 2000

Kim Hennessey

INFORMATION DISCLOSURE STATEMENT
PURSUANT TO 37 C.F.R. §§ 1.97(b)(1) AND 1.98

In compliance with the duty of disclosure under 37 C.F.R. § 1.56(a), Applicants respectfully request that this Information Disclosure Statement be entered and that the listed references be considered by the Examiner and made of record. Copies of the listed references are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. § 1.97, this Information Disclosure Statement is not to be construed as a representation that a search has been made, as an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b), or as a representation that no other possibly material information, as defined in 37 C.F.R. § 1.56(b), exists.

The following information is listed below in accordance with 37 C.F.R. § 1.98. Any explanation of non-English language documents contained in this Information Disclosure Statement is believed to constitute a concise explanation of the relevance of the listed reference as it is presently understood by the individual designated in § 1.56(c) most knowledgeable about the content of the listed reference, in accordance with 37 C.F.R. § 1.98(a)(3).

U.S. PATENTS

Patentee	Patent Number	Issue Date
Dunham et al.	4,791,565	12/13/88
Wolfe	4,796,220	1/3/89
Hershey et al.	4,924,378	5/8/90
Robert et al.	4,937,863	6/26/90
Vesel et al.	4,993,025	02/12/91
Johnson et al.	5,023,907	6/11/91
Corbin	5,138,712	8/11/92
Wyman	5,204,897	4/20/93
Wyman	5,260,999	11/9/93
Lassers	5,343,526	8/30/94
Hunter et al.	5,375,206	12/20/94
Christiano	5,386,369	1/31/95
Barber et al.	5,390,297	2/14/95
Wyman	5,438,508	8/1/95
Davis	5,473,692	12/5/95
Richardson, III	5,490,216	2/6/96
Schull	5,509,070	4/16/96
Ross et al.	5,553,143	9/3/96
Grantz et al.	5,564,038	10/8/96
Bains et al.	5,579,222	11/26/96
Plum	5,579,479	11/26/96
Pflugrath et al.	5,603,323	2/18/97
Michel et al.	5,625,690	4/29/97
Nagahama	5,636,277	6/3/97
Pinsky et al.	5,655,084	8/5/97
Christiano	5,671,412	9/23/97
Tsujii	5,675,744	10/7/97
Wood et al.	5,715,823	2/10/98
Chang et al.	5,724,425	3/3/98

Hamadani et al.	5,742,757	4/21/98
Wyman	5,745,879	4/28/98
Fosdick	5,752,041	5/12/98
Bereiter	5,754,763	5/19/98
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Olsen	5,758,069	5/26/98
Bamhill et al.	5,769,074	06/23/98
Grantz et al.	5,771,347	6/23/98
Coley et al.	5,790,664	8/4/98
Higley	5,790,793	8/4/98
Lita	5,796,941	8/18/98
Akiyama et al.	5,805,699	9/8/98
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Frid et al.	5,857,967	01/12/99
Lemelson et al.	5,878,746	03/09/99
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Japanese Patent Office	08076994 A	3/22/96
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European Patent Office	EP 0 809 221 A2	11/26/97
European Patent Office	EP 0 852 349 A2	7/8/98
European Patent Office	EP 0 854 418 A2	07/22/98

PUBLICATIONS

Author	Title	Relevant Pages	Date	Place of Publication
Parker, Dana J.	"Come Back, MMCD, We Hardly Knew Ye"	76-77	October 1997	Emedia Professional Center
	Spri rad (guidline or advice) 6.20, Information for medicinteknisk utrustning (Information on medico-technical equipment)		June 1977	

Respectfully submitted,

Date: March 16, 2000

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Please indicate receipt of the below-identified paper:

New application Specification: _____

Continuation Divisional CIP

Response to Office Action dated 03/16/04 Other Information Disclosure Statement 64 cited references

Assignment enclosed Cert. Of Timely Mailing

Identification of Application:
Serial No. 09/476,708
Title Imaging System Protocol Apparatus

Applicant Janne Mae Howards-Koritzinsky et al.
Client GE Medical
File No. GEMS-0036--1
Mailed 03/16/00 Filed _____

Attorney _____
Due Date _____

Please indicate receipt of the below-identified paper:

New application Specification: _____ Pages; _____ Drawings; _____ Sheets

Continuation Divisional CIP CPA

Response to Office Action dated 03/16/04 Other Information Disclosure Statement 64 cited references

Assignment enclosed Cert. Of Timely Mailing

Identification of Application:
Serial No. 09/476,708
Title IMAGING SYSTEM PROTOCOL HANDLING METHOD AND APPARATUS

Applicant Janne Mae Howards-Koritzinsky et al.
Client GE Medical
File No. GEMS-0036--1
Mailed 03/16/00 Filed _____

Attorney VMB
Due Date _____

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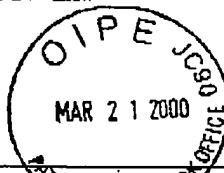
MAR 27 2000

Form PTO-1449 (modified)		ATTY. DOCKET NO. GEMS:0036-1/YOD (15-SV-5482)	SERIAL NO. Group 2700 09497,708
List of Patents and Publications For Applicant's Information Disclosure Statement (Use several sheets if necessary)		APPLICANT Janne Mae Howards Koritzinsky et al.	
		FILING DATE December 30, 1999	GROUP Unknown



U.S. PATENT DOCUMENTS

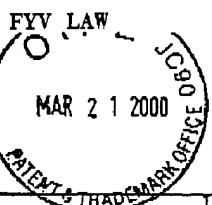
EXAM. INIT.	REF. DES.	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
NDR	A	4,791,565	12/13/88	Dunham et al.	364713	200	6/20/84
NDR	B	4,796,220	1/3/89	Wolfe	364705	200 56	12/15/86
NDR	C	4,924,378	5/8/90	Hershey et al.	364713	200 201	6/13/88
NDR	D	4,937,863	6/26/90	Robert et al.	380710	4200	3/7/88
NDR	E	4,993,025	02/12/91	Vesel et al.	370	450	1/21/89
NDR	F	5,023,907	6/11/91	Johnson et al.	380710	4200	9/30/88
NDR	G	5,138,712	8/11/92	Corbin	395713	200 200	10/2/89
NDR	H	5,204,897	4/20/93	Wyman	380710	4200	7/14/92
NDR	I	5,260,999	11/9/93	Wyman	364705	459	9/15/92
NDR	J	5,343,526	8/30/94	Lassers	368705	459	10/30/92
NDR	K	5,375,206	12/20/94	Hunter et al.	395717	200 176	2/18/94
NDR	L	5,386,369	1/31/95	Christiano	364705	464-01403	7/12/93
NDR	M	5,390,297	2/14/95	Barber et al.	395713	200 201	11/10/87
NDR	N	5,438,508	8/1/95	Wyman	364705	401 8	9/12/94
NDR	O	5,473,692	12/5/95	Davis	380705	2559	9/7/94
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NDR	S	5,564,038	10/8/96	Grantz et al.	395711	491 164	5/20/94
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NDR	X	5,636,277	6/3/97	Nagahama	380705	59 A	MAR 27 2000	9/28/95
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NDR	Z	5,671,412	9/23/97	Christiano	395705	625 104-J		7/28/95
NDR	AA	5,675,744	10/7/97	Tsuji	395705	205 3		1/11/94
NDR	BB	5,715,823	2/10/98	Wood et al.	128600	660-01		9/25/96
NDR	CC	5,724,425	3/3/98	Chang et al.	380705	2852		6/10/94
NDR	DD	5,742,757	4/21/98	Hamadani et al.	395713	186200		5/30/96
NDR	EE	5,745,879	4/28/98	Wyman	705	1		9/6/95
NDR	FF	5,752,041	5/12/98	Fosdick	395713	712178		12/15/95
NDR	GG	5,754,763	5/19/98	Bereiter	395713	186200		10/1/96
NDR	HH	5,758,068	5/26/98	Brandt et al.	395713	186200		9/19/95
NDR	II	5,758,069	5/26/98	Olsen	395713	187-01		3/15/96
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NDR	MM	5,790,793	8/4/98	Higley	395705	200-48		4/4/95
NDR	NN	5,796,941	8/18/98	Lita	395713	187-01 201		9/6/96
NDR	OO	5,805,699	9/8/98	Akiyama et al.	380705	458		10/28/96
NDR	PP	5,812,668	9/22/98	Weber	380705	2479		6/17/96
NDR	QQ	5,857,967	1/12/99	Frid et al.	600	301		7/9/97
NDR	RR	5,878,746	3/9/99	Lemelson et al.	600	407		6/6/95
NDR	SS	5,982,917	11/9/99	Clarke et al.	382	132		8/24/98
NDR	TT	5,987,345	11/16/99	Engelmann et al.	600	407		11/29/96

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EXAM. INIT.	REF. DES.	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION
NDR	A	07200492 A	8/4/95	Japan	G06F	15/16	n/a
NDR	B	08076994 A	3/22/96	Japan	G06F	9/06	n/a
NDR	C	09069044 A	3/11/97	Japan	G06F	9/06	n/a
NDR	D	10040098 A	2/13/98	Japan	G96F	9/06	n/a
NDR	E	10320536 A	12/4/98	Japan	G06F	15/62	no
NDR	F	WO 92/20021	11/12/92	PCT	G06F	1/00	n/a



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<i>NDR</i>	G	0 165 789 B1	11/27/91	EPO	G06F	1/00	n/a
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<i>NDR</i>	I	0 384 610 B1	8/28/96	EPO	G06F	1/00	n/a
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<i>NDR</i>	K	0 613 073 A1	8/31/94	EPO	G06F	1/00	n/a
<i>NDR</i>	L	0 686 906 A2	12/13/95	EPO	G06F	1/00	n/a
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<i>NDR</i>	N	0 809 221 A2	11/26/97	EPO	G07F	17/16	n/a
<i>NDR</i>	O	0 852 349 A2	7/8/98	EPO	G06F	1/00	n/a
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OTHER ART (Author, Title, Journal, Volume, Pertinent Pages, & Date)

<i>NDR</i>	Parker, Dana J., "Come Back, MMCD, We Hardly Knew Ye," Emedia Professional, October 1997, pages 76-77
<i>NDR</i>	Spri rad (guidline or advice) 6.20, Information for medicinteknisk utrustning (Information on medico-technical equipment)
EXAMINER <i>Nicholas D. Rosen</i>	DATE CONSIDERED July 15, 2002

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Information Disclosure Statement-PTO-1449 (Modified)

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